

S E C R E T

29 January 1982

MEMORANDUM FOR: Executive Director

FROM: Stanley Sporkin
General Counsel

SUBJECT: Weekly OGC Report for the DCI/DDCI

ITEMS OF MAJOR INTEREST - 23-29 January 1982

Anderson Leaks. This Office has worked this week to put the problem of leaks to Jack Anderson on the front burner. The General Counsel has scheduled a meeting for early next week with Assistant Attorney General McGrath, who is the head of the Civil Division of the Department of Justice, Deputy Assistant Attorney General Willard of the Civil Division, and Deputy Assistant Attorney General Richard of the Criminal Division to explore possible civil and criminal approaches available to the government to deal with this most vexing problem. ☐

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Presidential Statement on Leaks. In connection with efforts to assist in the implementation of the President's recent statement on leaks, we are preparing a paper which fully explores the Agency's authority to investigate leaks under the current Executive Order. We have asked other Intelligence Community organizations to draft similar papers and we hope to have them all submitted to the Department of Justice. By this approach, we hope to ensure that Intelligence Community security officials are able to provide maximum possible assistance to the Federal Bureau of Investigation in the area of leak investigation without going beyond appropriate bounds or jeopardizing possible criminal prosecutions. ☐

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Wilson/Terpil. This Office continues to work with the Inspector General in preparation for the upcoming hearings on Wilson/Terpil. We hope to anticipate the various lines of inquiry which the hearings will pursue and to be able to demonstrate that the Agency has taken and will continue to take all appropriate steps to prevent the occurrence of another Wilson/Terpil episode again. ☐

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Identities Legislation. This Office has determined that the Identities Legislation which we have fought for these many months will be brought to the Senate floor on Thursday or Friday of next week. ☐

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Halperin Litigation. The Agency has won an important victory in its legal battle with Morton Halperin's Center for National Security Studies (CNSS). The Agency had previously

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obtained a summary judgment on three counts of CNSS's lawsuit against us which challenged the overall processing system for the handling of FOIA requests to the Agency. CNSS attempted to appeal the summary judgment on these three counts under a federal rule which would permit the piecemeal appeal of portions of a litigation that is particularly complex. The Court of Appeals has denied CNSS's appeal attempt. ☐

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